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Date: FEBRUARY 28, 2006

To: EXAMINER MENDEZ, MANUEL A.
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (571) 273-8300

From: FRANK C. NICHOLAS
Phone #: (847) 424-2521

Client/Matter No.: 9250/3

of Pages: 13

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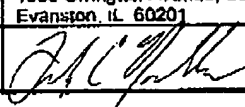
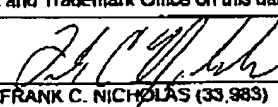
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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Attorney Docket No.	9250/3
	Application Number	10/763,510
	Filing Date	JANUARY 23, 2004
	First Named Inventor	MICHAEL J. DALTON
	Group Art Unit	3763
	Examiner	MENDEZ, MANUEL A.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Communication Dated December 30, 2005 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Extension of Time Request (duplic) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawings <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, 37 C.F.R. 1.33 Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Brief (duplic) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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Indep		Minus			x \$100=	0		x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=	—		+ \$360=	
					total add'l fee	\$ 0		total add'l fee	\$0

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	February 28, 2006
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Signature	 FRANK C. NICHOLAS (33,983)	Date:	February 28, 2006

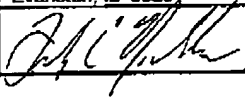
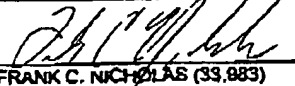
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Attorney Docket No	9250/3	RECEIVED CENTRAL FAX CENTER FEB 28 2006
	Application Number	10763,510	
	Filing Date	JANUARY 23, 2004	
	First Named Inventor	MICHAEL J. DALTON	
	Group Art Unit	3763	
	Examiner	MENDEZ, MANUEL A.	

ENCLOSURES (check all that apply)		
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Total		Minus			x \$25=	0		x \$50=	
Incep.		Minus			x \$100=	0		x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=	—		+ \$360=	
					total add'l fee \$ 0			total add'l fee \$0	

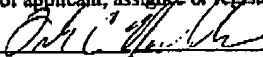
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Firm or individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
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FRANK C. NICHOLAS (33,983)
Name of applicant, assignee or registered representative


Signature

February 28, 2006
Date of Signature

PATENT
Case No. 9250/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

MICHAEL J. DALTON

Serial No.: 10/763,510

Filed: JANUARY 23, 2004

Title: DEVICE FOR SUBCUTANEOUS
INFUSION OF FLUIDS

Examiner: MENDEZ, MANUEL A.

Group Art Unit: 3763

RESPONSE TO OFFICE ACTION DATED DECEMBER 30, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22202-1450

Dear Sir:

This is a response to a final Office Action dated December 30, 2005. The Applicant
responds as follows:

February 28, 2006
Case No.: 9250/3
Serial No.: 10/763,510
Filed: January 23, 2004
Page 2 of 10

INTRODUCTORY COMMENTS

The present amendment replies to an Office Action dated December 30, 2005. Claims 1, 2, 4-8 and 15-27 are currently pending in the present application. The Examiner rejected claims 1, 2, 4-8 and 15-27.

In the Office Action, the Examiner asserted the following actions to pending claims 1, 2, 4-8 and 15-27:

- A. Claims 1, 5-8, 15, 18, 21-24 and 26 were rejected under 35 U.S.C. 103(a) as being unpatentable over Douglas or Lastovich, et al, in view of Connelly, et al., and in further view of Fleming, et al. or Cirelli, et al.
- B. Claims 2 and 19 were rejected under 35 U.S.C. 103(a) as being unpatentable over Douglas or Lastovich, et al, in view of Connelly, et al., or Fleming, et al. or Cirelli, et al. and in further view of Bierman, et al.;
- C. Claims 4 and 20 were rejected under 35 U.S.C. 103(a) as being unpatentable over Douglas or Lastovich, et al, in view of Connelly, et al., or Fleming, et al. or Cirelli, et al. and in further view of Goldowsky; and
- D. Claims 16, 17, 25 and 27 were rejected under 35 U.S.C. 103(a) as being unpatentable over Douglas or Lastovich, et al, in view of Connelly, et al., or Fleming, et al. or Cirelli, et al. and in further view of Hazel, et al.